

DECLARATION FOR PATENT APPLICATION

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our name.

We believe we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ANALYTICAL SCANNING EVANESCENT MICROWAVE MICROSCOPE AND CONTROL STAGE

the specification of which (check one)

- () is attached hereto.
 (X) was filed by an authorized person on my behalf on
 June 30, 2000 as Application Serial No. 09/608,311
 and was amended on _____
 (if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and so identified, and we have also identified below any foreign application for patent or inventor's certificate on this invention filed by us or our legal representatives or assigns and having a filing date before that of the application on which priority is claimed.

<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>	<u>Priority Claimed (Yes or No)</u>
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We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.

Filing Date

Status

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys and patent agent, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith and request that all correspondence and telephone calls in respect to this application be directed to COUDERT BROTHERS, 4 Embarcadero Center, Suite 3300, San Francisco, CA 94111, Telephone No. (415) 986-1300:

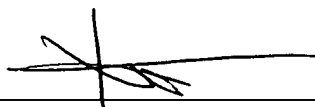
<u>Attorney</u>	<u>Reg. No.</u>
J. Bruce McCubbrey	20,687
Donald L. Bartels	28,282
David Schnapf	31,566
Robert D. Becker	37,778
Richard A. Dannells, Jr.	22,654
James W. Drapinski	46,242

<u>Patent Agents</u>	
Hal R. Yeager	35,419
Tom Brody	46,433

Full name of first joint inventor:

Xiao-Dong Xiang

Inventor's signature:



Date:

9/29/2000

Residence and Post Office Address:

215 Kevington Place
Alameda, California 94502

Citizenship:

U.S.A

Full name of second joint inventor:

Chen Gao

Inventor's signature:



Date:

X Oct. 31, 2000

Residence and Post Office Address:

X NSRL, USTC, Hefei, Anhui 230026,
~~1808 Martin Luther King Jr. Way~~ China
~~Berkeley, California 94709~~

Citizenship:

Full name of third joint inventor:

Fred Duewer

Inventor's signature:

Date:

Residence and Post Office Address:

2729 Dwight Way, Apt. 107
Berkeley, California 94704

Citizenship:

Full name of fourth joint inventor:

Hai Tao Yang

Inventor's signature:



Date:

9/29/00

Residence and Post Office Address:

434 Central Avenue, Apt. 114
Alameda, California 94501

Citizenship:

P.R. CHINA

Address for Correspondence:

COUDERT BROTHERS
4 Embarcadero Center, Suite 3300
San Francisco, California 94111

Full name of second joint inventor:

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1808 Martin Luther King Jr. Way
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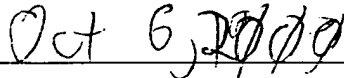
Full name of third joint inventor:

Fred Duewer

Inventor's signature:

_____

Date:

_____

Residence and Post Office Address:

2729 Dwight Way, Apt. 107
Berkeley, California 94704

Citizenship:

Full name of fourth joint inventor:

Hai Tao Yang

Inventor's signature:

Date:

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434 Central Avenue, Apt. 114
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COUDERT BROTHERS
4 Embarcadero Center, Suite 3300
San Francisco, California 94111

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Inventor's signature:

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Berkeley, California 94709

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Berkeley, California 94704

Citizenship:

Full name of fourth joint inventor:

Hai Tao Yang

Inventor's signature:



Date:

10/4/00

Residence and Post Office Address:

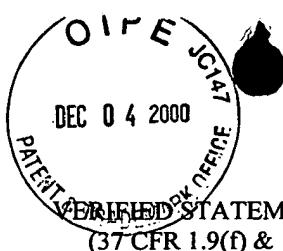
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Alameda, California 94501

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Address for Correspondence:

COUDERT BROTHERS
4 Embarcadero Center, Suite 3300
San Francisco, California 94111



VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(d)) - NONPROFIT ORGANIZATION

Docket No.: 6050-54207 (02592-26)

#3

Applicant or Patentee:	Xiao-Dong Xiang et al.
Application or Patent No.:	09/608,311
Filed or Issued:	June 30, 2000
Title:	Analytical Scanning Evanescent Microwave Microscope and Control Stage

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF NONPROFIT ORGANIZATION	The Regents, University of California
ADDRESS OF NONPROFIT ORGANIZATION	1111 Franklin Street, 12 th Floor Oakland, California 94607

TYPE OF NONPROFIT ORGANIZATION:

- ☒ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. 501(a) and 501(c)(3))

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark office regarding the invention described in:

- ☒ the specification filed herewith with title as listed above.
☐ the application identified above.
☐ the patent identified above.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization regarding the above identified invention. If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

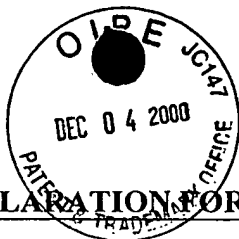
Each person, concern, or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:	David Aston
TITLE IN ORGANIZATION OF PERSON SIGNING	Manager, Patent Department
ADDRESS OF PERSON SIGNING:	1 Cyclotron Road MS 90-1121 Berkeley, CA 94720
SIGNATURE <u>David Aston</u>	DATE <u>11-1-00</u>



DECLARATION FOR PATENT APPLICATION

As below named inventors, we hereby declare that:

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Application Serial No.

Filing Date

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<u>Attorney</u>	<u>Reg. No.</u>
J. Bruce McCubbrey	20,687
Donald L. Bartels	28,282
David Schnapf	31,566
Robert D. Becker	37,778
Richard A. Dannells, Jr.	22,654
James W. Drapinski	46,242

<u>Patent Agents</u>	
Hal R. Yeager	35,419
Tom Brody	46,433

Full name of first joint inventor:

Xiao-Dong Xiang

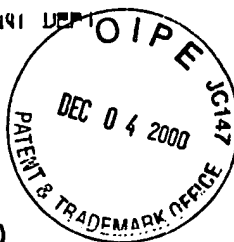
Inventor's signature:

Date:

Residence and Post Office Address:

215 Kevington Place
Alameda, California 94502

Citizenship:



PATENT

Docket No.: 6050/54207 (LBL-IB-1506)

Applicant or Patentee: XIAO-DONG XIANG ET AL.
Serial or Patent No.: 09/508,311
Filed or Issued: JUNE 30, 2000
For: ANALYTICAL SCANNING EVANESCENT MICROWAVE MICROSCOPE AND
CONTROL STAGE
Group:
Examiner:

ASSIGNEE CERTIFICATION UNDER 37 C.F.R. 3.73(b)

In accordance with 37 C.F.R. 3.73(b), the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of the assignee's knowledge and belief, true is in the assignee seeking to take this action.

Dated: 11-29-00

ASSIGNEE: THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

Signature:

Typed Name: David Aston

Title:

Manager, Patent Department
1 Cyclotron Road
MS 90-1121
Berkeley, CA 94720

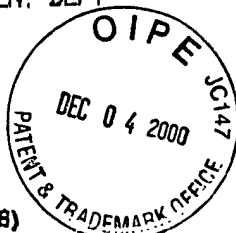
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Page 03

TOTAL P.03



PATENT

Docket No.: 6050/54207 (LBL-IB-1508)

Applicant or Patentee: XIAO-DONG XIANG ET AL.
Serial or Patent No.: 09/508,311
Filed or Issued: JUNE 30, 2000
For: ANALYTICAL SCANNING EVANESCENT MICROWAVE MICROSCOPE AND CONTROL STAGE

Group:
Examiner

**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71**

Dear Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints

John P. O'Banion, Reg. No. 33,201

as its attorney to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventor and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71.

An assignment of the entire interest in the above-identified subject application:

☐ was recorded on _____ at reel/frame _____.

☒ is submitted herewith for recording.

Please direct all telephone calls to John P. O'Banion at (916) 498-1010 and all correspondence relative to said application to the following address

**John P. O'Banion, Esq.
O'BANION & RITCHEY LLP
400 Capitol Mall, Suite 1850
Sacramento, CA 95814**

Dated: 11-29-00

ASSIGNEE: THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

Signature: David Aston

Typed Name: David Aston

Title: Manager, Patent Department
1 Cyclotron Road
MS 90-1121
Berkeley, CA 94720

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